

AGRICULTURE AND LAND STEWARDSHIP DEPARTMENT[21]

Adopted and Filed Emergency After Notice

Pursuant to the authority of Iowa Code section 163.1, the Department of Agriculture and Land Stewardship amends Chapter 65, "Animal and Livestock Importation," Iowa Administrative Code.

Pre-entry import permits are no longer required for cattle or bison originating from a state with a modified accredited advanced tuberculosis (TB) zone. Additionally, whole-herd TB testing within the past year is no longer required for cattle and bison less than six months of age that originate from a modified accredited advanced TB zone. The USDA has split the state of Minnesota into two zones for TB status purposes, and the amendments allow cattle and bison in the southern Minnesota zone to have the same pre-entry permit and TB testing requirements as states with TB-free status.

Notice of Intended Action on these amendments was published in the Iowa Administrative Bulletin as **ARC 8985B** on August 11, 2010. One positive comment in support of the change was received from the public. No changes have been made to the amendments published under Notice.

Pursuant to Iowa Code section 17A.5(2)"b"(2), the Department finds that the normal effective date of these amendments, 35 days after publication, should be waived and the amendments made effective September 20, 2010. The amendments remove a restriction on commerce and the interstate movement of cattle and bison.

These amendments are intended to implement Iowa Code chapter 163.

These amendments became effective on September 20, 2010.

The following amendments are adopted.

ITEM 1. Amend subrule 65.2(3) as follows:

65.2(3) Pre-entry permits are required for:

- a. All Cervidae.
- b. All domestic fowl or poultry originating from an AI- or END-affected state.
- c. Captive wild-type swine.
- d. Cattle and bison originating from states or zones not classified as tuberculosis-free and brucellosis-free.

ITEM 2. Amend subrule 65.4(3) as follows:

65.4(3) *Testing.*

a. *Tuberculosis test.* Testing requirements for tuberculosis are as follows:

(1) A tuberculosis test is not required for importation of cattle or bison provided that:

1. The cattle or bison are native to, and originate from, an accredited tuberculosis-free herd (accredited herd number and date of last test must be listed on the CVI), state, or zone; or

2. The cattle (beef-type) and bison are between the ages of 6 months and 18 months and are being imported for feeding purposes.

(2) A negative tuberculosis test is required within 60 days prior to importation for cattle or bison six months of age or older that are not exempted by 65.4(3)"a"(1).

(3) Cattle and bison less than 6 months of age that originate from a herd, state, or zone that is not accredited as tuberculosis-free or as modified accredited advanced must originate from a herd which has been whole-herd tested negative for tuberculosis within 12 months prior to importation.

b. No change.

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 10/20/10.